

United States of America

State of Washington

DEPARTMENT



OF STATE

*To all to whom these presents shall come*

*I,*

**Victor A. Meyers**

*Secretary of State of the*

*State of Washington and custodian of the Seal of said State, do hereby*

*certify* that the annexed is a true and correct copy of the Amended Articles of Incorporation of BOWER MACHINERY COMPANY, INC., as received and filed in this office on April 4, 1963; and I further certify that BOWER MACHINERY COMPANY, INC. is in good standing with all annual license fees paid to July 1, 1963.



*In Testimony Whereof, I have hereunto set my hand and affixed hereto the Seal of the State of Washington. Done at the Capitol, at Olympia, this 9th day of April A.D. 1963*

*Secretary of State*

United States of America  
State of Washington



I, VICTOR A. MEYERS, Secretary of State of the State of Washington, do hereby certify that

AMENDED

ARTICLES OF INCORPORATION  
OF THE

BOWER MACHINERY COMPANY, INC.

(Amending Article V Sections A.1. (a) and A.3. (c) )

a Domestic Corporation, of Spokane, Washington, was, on  
the 4th day of April, A. D. 19 63, at 11:08 o'clock A. M.,  
filed for record in this office and now remains on file herein.

Filed at request of  
Keith, Winston & Repsold  
Spokane & Eastern Bldg.  
Spokane 4, Washington

IN TESTIMONY WHEREOF, I have hereunto set  
my hand and affixed hereto the Seal of the  
State of Washington. Done at the Capitol, at  
Olympia, this 4th day of April  
A. D. 19 63

*Victor A. Meyers*  
VICTOR A. MEYERS, Secretary of State

Filing and recording fee \$ 10.00

License to June 30, 19... \$

Excess pages @ 25¢ \$

Microfilmed, Roll No. ....

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APPROVED  
AS TO FORM AND FILED

APR 4 - 1963

ARTICLES OF AMENDMENT  
TO  
ARTICLES OF INCORPORATION  
OF  
BOWER MACHINERY COMPANY, INC.

VICTOR A. MEYERS  
SECRETARY OF STATE

BY: \_\_\_\_\_

KNOW ALL MEN BY THESE PRESENTS: That whereas, by special meeting duly held on the 3rd day of April, 1963, A. J. BOWER, GEORGE W. BERGLUND and LYLE KEITH, being all of the stockholders of BOWER MACHINERY COMPANY, INC., a Washington corporation, consented in writing and unanimously adopted the following amendments to the Articles of Incorporation of Bower Machinery Company, Inc., a Washington corporation.

NOW, THEREFORE, the undersigned, being the President and Secretary of said corporation, do hereby make, acknowledge and execute in triplicate the following written Articles of Amendment to the Articles of Incorporation of Bower Machinery Company, Inc.:

I.

Article 4. A. 1.(a) of the Articles of Incorporation is hereby amended to read as follows:

The holders of the 6% cumulative preferred stock shall be entitled to receive cumulative preferential dividends thereon at the rate of 6% per annum, on the par value of the stock, payable out of surplus or net profits of the corporation, semi-annually, on January 31 and July 31 of each year. Such cumulative preferential dividends need only be paid to the extent of net profits earned in the preceding calendar year. Should the net profits earned in the preceding calendar year be insufficient to pay the regular dividend on the 6% cumulative preferred stock on the dividend payment date plus any cumulative dividends on the 6% cumulative preferred stock, a dividend shall be paid on the 6% cumulative preferred stock to the extent of such net profits, and any balance remaining unpaid shall be cumulated and paid from future net profits at the earliest possible dividend payment date.

II.

Article 7. A. 3.(c) of the Articles of Incorporation is hereby amended to read as follows:

"In the event the dealership agreement, commonly referred to as the Sales and Service Agreement, which exists, or will exist, between the corporation and Caterpillar Tractor Co. is terminated, for any reason, then all the outstanding 6% cumulative preferred stock, together with all accrued dividends, shall be redeemed by the corporation within six months after such event."

IN WITNESS WHEREOF, we have hereunto set our hands this 3rd day of April, 1963.

\_\_\_\_\_  
President

*[Signature]*  
\_\_\_\_\_  
Secretary-Treasurer

STATE OF WASHINGTON )

ss.

COUNTY OF SPOKANE )

I, the undersigned, a notary public in and for the above named county and state, do hereby certify that on this 3rd day of April, 1963, personally appeared before me A. J. BOWER and GEORGE J. BERGLUND, to me known to be the individuals described in and who executed the within instrument and acknowledged that they were and are duly authorized to make and execute the same in behalf of the within named corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last above written.

*[Signature]*  
\_\_\_\_\_  
Notary Public in and for the State  
of Washington, residing at Spokane.